

IF, IN ITS JUDGMENT:

(1) THE HIGHWAY OVER WHICH THE TEST WILL BE CONDUCTED WILL NOT BE UNDULY DAMAGED; AND

(2) THE SAFETY OF THE TRAVELING PUBLIC WILL NOT BE MATERIALLY ADVERSELY AFFECTED BY THE TEST.

(C) CONDITIONS ON PERMIT.

THE STATE HIGHWAY ADMINISTRATION:

(1) SHALL DESIGNATE IN THE PERMIT THE ROUTE ON WHICH AND THE DAY AND HOUR DURING WHICH THE TESTS MAY BE CONDUCTED; AND

(2) MAY IMPOSE ADDITIONAL REGULATIONS AND LIMITATIONS TO PROMOTE THE SAFETY OF THE TRAVELING PUBLIC AND PREVENT UNDUE DAMAGE TO THE HIGHWAYS UNDER ITS JURISDICTION.

(D) FEE.

FOR EACH VEHICLE TO BE TESTED, THE PERMIT FEE IS \$25.

REVISOR'S NOTE: This section presently appears as Art. 66 1/2, §11-1120.

In subsection (b) of this section, the present disjunctive "or" -- between items (1) and (2) -- is corrected to "and" since both criteria obviously must be met before a permit may be issued.

The present statement that a violation of this section is a "misdemeanor" is deleted as unnecessary in light of §27-101 of this article to the same effect.

The only other changes are in style.

24-208. LIABILITY FOR DAMAGE TO HIGHWAY OR STRUCTURE.

(A) LIABILITY OF DRIVER.

ANY PERSON WHO DRIVES OR MOVES ANY VEHICLE OR ANY OTHER OBJECT ON ANY STATE HIGHWAY OR COUNTY ROAD IS LIABLE FOR ALL DAMAGE THAT THE STATE HIGHWAY OR COUNTY ROAD SUSTAINS AS A RESULT OF:

(1) ANY ILLEGAL DRIVING OR MOVING OF THE VEHICLE OR OBJECT; OR

(2) THE DRIVING OR MOVING OF ANY VEHICLE OR OBJECT THAT WEIGHS MORE THAN THE MAXIMUM STATUTORY WEIGHT SPECIFIED IN THIS TITLE, EVEN IF THE OVERWEIGHT IS AUTHORIZED BY A SPECIAL PERMIT ISSUED UNDER THIS TITLE.